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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR-10-00628-SBA
)	
Plaintiff,)	ORDER TO EXCLUDE TIME UNDER
)	THE SPEEDY TRIAL ACT
v.)	
)	
KENNETH MASSEY,)	
)	
Defendant.)	
)	

The parties appeared for a hearing to appoint new counsel on September 14, 2010. The matter was continued to November 2, 2010 for status conference. The government is in the process of producing discovery. New defense counsel will require time to review the discovery. Based upon the representation of counsel and for good cause shown, the Court finds that failing to exclude the time between September 14, 2010 and November 2, 2010 would unreasonably deny the government and the defense the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time between September 14, 2010 and November 2, 2010 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, it is hereby ordered that the time

1 between September 14, 2010 and November 2, 2010 shall be excluded from computation under
2 the Speedy Trial Act. 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).

3
4 DATED: September 14, 2010


HONORABLE DONNA M. RYU
United States Magistrate Judge